

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

RAYMOND ALFORD BRADFORD,
Plaintiff,
v.
S. GEE, et al.,
Defendants.

No. 2:20-cv-00714-TLN-JDP

ORDER

Plaintiff Raymond Alford Bradford (“Plaintiff”), a state prisoner proceeding *pro se*, has filed this civil rights action seeking relief under 42 U.S.C. § 1983. The matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

On August 26, 2021, the magistrate judge filed findings and recommendations herein which were served on Plaintiff and which contained notice to Plaintiff that any objections to the findings and recommendations were to be filed within fourteen days. (ECF No. 27.) On September 3, 2021, Plaintiff filed objections to the findings and recommendations (ECF No. 28),¹ which have been considered by the Court.

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¹ The filing purports to seek relief under Federal Rule of Civil Procedure 60(b) but based on the timing and content of the filing, is construed as objections to the findings and recommendations. Further, to the extent that Plaintiff is asserting a motion under Rule 60(b), such motion is DENIED as premature.

1 In accordance with the provisions of 28 U.S.C. § 636(b)(1)(C) and Local Rule 304(f), this
2 Court has conducted a *de novo* review of this case. *See McDonnell Douglas Corp. v. Commodore*
3 *Business Machines*, 656 F.2d 1309, 1313 (9th Cir. 1981), *cert. denied*, 455 U.S. 920 (1982); *see*
4 *also Dawson v. Marshall*, 561 F.3d 930, 932 (9th Cir. 2009). Having reviewed the file under the
5 applicable legal standards, the Court finds the findings and recommendations to be supported by
6 the record and by the magistrate judge's analysis.

7 Accordingly, IT IS HEREBY ORDERED that:

8 1. The Findings and Recommendations filed August 26, 2021 (ECF No. 27), are
9 ADOPTED IN FULL;

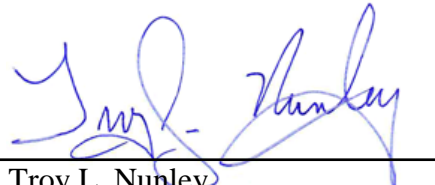
10 2. Plaintiff's Second Amended Complaint (ECF No. 23) is DISMISSED without leave to
11 Amend;

12 3. Plaintiff's Motion for Preliminary Injunction (ECF No. 25) is DENIED; and

13 4. The Clerk of Court is directed to close the case.

14 IT IS SO ORDERED.

15 Date: September 13, 2021

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19 Troy L. Nunley
20 United States District Judge
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